K Ireland
George IIIth, King.

ACTS AND STATUTES, MADE

In a PARLIAMENT begun at *Dublin*, the Seventeenth Day of *October*, *Anno Dom.* 1769, in the Ninth Year of the Reign of our Moſt Gracious Sovereign Lord King *GEORGE* the Third.

BEFORE

His Excellency *George* Lord Viſcount *Townſhend*, Lord Lieutenant General and General Governor of *Ireland*.

And continued under His Excellency *George* Lord Viſcount *Townſhend*, Lord Lieutenant General and General Governor of *Ireland*, by ſeveral Prorogations, until the Twenty-ſixth Day of *February*, 1771. Being the Second Seſſion of the Second PARLIAMENT in the Reign of His preſent Majeſty.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

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CHAP. I.

AN

ACT

FOR

Reviving, continuing, and amending ſeveral Temporary Statutes.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. I.

An Act for reviving, continuing, and amending ſeveral Temporary Statutes.

CHAP. I.

WHEREAS an Act of Parliament paſſed in this Kingdom in the Ninth Year of the Reign of His late Majeſty King George the Second, Intituled, An Act for the more effectual aſſigning of Judgments, and for the more ſpeedy Recovery of Rents by Diſtreſs, which was explained and amended by an Act paſſed in this Kingdom, in the Twenty-fifth Year of the Reign of His ſaid late Majeſty; and which ſaid Act of the Ninth Year of the Reign of His ſaid late Majeſty, ſo far as it relates to the Aſſignment of Judgments, hath been continued by ſubſequent Acts of

CHAP. I.

Parliament, but hath lately expired, and is fit to be revived and continued; Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That the said Act of the Ninth Year of the Reign of His said late Majesty, so far as it relates to the Assignment of Judgments, Statutes-Staple, or Statutes-Merchant; and as the same was amended and explained by the said Act of the Twenty-fifth Year of His said late Majesty, shall be revived and continued, and remain in full Force, so far as it relates to the assigning of Judgments, Statutes-Staple, and Statutes-Merchant, until the Twenty-fourth Day of June, which will be in the Year One thousand seven hundred and seventy two, and to the end of the then next Session of Parliament.

And be it Enacted by the Authority aforesaid, That all Persons, their Executors, Administrators, and Assigns, to whom Judgments and Statutes-Merchant, or Statutes-Staple have been assigned since the Expiration of the said Acts, shall be intitled to sue or bring Actions in their own Names, or to acknowledge Satisfaction on the Records of such Judgments so assigned, and may be intitled to, and shall have and receive all the Benefit and Advantage of the said recited Acts of the

Ninth

Ninth and Twenty-fifth Years of His said late Majesty's Reign, and of every Clause and Proviso therein contained, in as full and ample Manner, as if they had not expired. CHAP. I.

And be it further Enacted by the Authority aforesaid, That an Act passed in this Kingdom in the Twenty-fifth Year of the Reign of his said late Majesty King George the Second, intituled, An Act for the better Preservation of the Game; which was continued by one or more subsequent Act or Acts of Parliament, but hath lately expired, shall be revived, and continue in Force, until the Twenty-fourth Day of June, which will be in the Year One thousand seven hundred and seventy-two, and to the End of the then next Session of Parliament.

And be it further Enacted by the Authority aforesaid, That a Clause in an Act of Parliament passed in this Kingdom in the thirty-first Year of the Reign of his said late Majesty King George the Second, intituled, An Act for reviving, continuing, and amending several Temporary Statutes, which makes the killing and destroying Wild Turkies, subject and liable to the same Penalties and Forfeitures that the destroying Pheasants, Partridge, and Quail, are made liable to, by the said Act of the Twenty-fifth Year of the Reign of his said late Majesty King George the Second, shall be

CHAP. I.

revived and continue in Force, until the Twenty-fourth Day of June, which will be in the Year One thousand seven hundred and seventy-two.

And be it further Enacted by the Authority aforesaid, That an Act of Parliament passed in this Kingdom, in the Third Year of the Reign of His present Majesty, Intituled, An Act for the better Preservation of the Game; shall continue in Force until the Twenty-fourth Day of June, which will be in the Year One thousand seven hundred and seventy-two, and to the End of the then next Session of Parliament.

And be it further enacted by the Authority aforesaid, That an Act of Parliament passed in this Kingdom in the Third Year of the Reign of His present Majesty, intituled, An Act for confirming the Titles, and for quieting the Possessions of Protestants, and for giving Time to Converts from Popery to perform the Requisites of Conformity prescribed by the Laws against Popery; which enacts, That all such Person or Persons as had heretofore obtained the Bishop's Certificate of their Conformity, and from and after the obtaining the same, had professed the Protestant Religion, and had continued Protestants, and had not performed all the other legal Requisites of Conformity, and should perform the same before the First Day of December One thousand seven hundred

and

and ſixty-five, ſhould from the Time of his, her, or their Conformity from the Popiſh to the Proteſtant Religion be deemed and taken to be Proteſtants of the eſtabliſhed Church, to all Intents and Purpoſes; in which ſaid Act there is a Proviſo, That nothing therein contained ſhould barr, defeat, or preſudice any Judgment or Decree theretofore obtained by any Perſon or Perſons whatſoever in any Court of Law or Equity, or any Suit then depending grounded on the Popery Laws. CHAP. I.

And whereas the Time for performing the ſaid Requiſites hath been enlarged by ſubſequent Acts of Parliament, but is now expired; be it enacted by the Authority aforeſaid, That all ſuch Perſon and Perſons as have heretofore obtained the Biſhop's Certificate of their Conformity, and from and after obtaining the ſame, have profeſſed the Proteſtant Religion, and have continued Proteſtants, and have not performed all other legal Requiſites of Conformity, and ſhall perform the ſame before the Twenty-fourth Day of June One thouſand ſeven hundred and ſeventy-two, and to the End of the then next Seſſion of Parliament, ſhall from the Time of his, her, or their Conformity from the Popiſh to the Proteſtant Religion, be deemed and taken to be Proteſtants of the Eſtabliſhed Church, to all Intents and Purpoſes.

CHAP. I.

Provided allways, That nothing herein contained shall barr, defeat, or prejudice any Judgment or Decree heretofore obtained by any Person or Persons whatsoever in any Court of Law or Equity, or any Suit now depending either at Law or in Equity, grounded on the Popery Laws, which have been duly obtained and proceeded on.

And be it further enacted by the Authority aforesaid, That an Act of Parliament passed in this Kingdom in the Sixth Year of the Reign of His present Majesty, intituled, An Act to prevent, for the future, Tumultuous Risings of Persons within this Kingdom, and for other Purposes therein mentioned, shall be continued in Force until the Twenty-fourth Day of June, which will be in the Year One thousand seven hundred and seventy-two, and to the End of the then next Session of Parliament.

And whereas an Act of Parliament passed in this Kingdom in the seventh Year of the Reign of His present Majesty, intituled, An Act to continue and amend an Act passed in the Third Year of His Majesty's Reign, intituled, An Act to explain and amend An Act made in the Thirty-third Year of the Reign of *Henry* the Eighth, intituled, An Act for Tythes, and for other Purposes

Purpoſes therein mentioned, is near expiring; Be it Enacted by the Authority aforeſaid, That the ſaid Act ſhall remain and continue in Force until the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-two, and to the End of the then next Seſſion of Parliament.

CHAP. I.

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CHAP. II.

AN

ACT

FOR

Reviving, continuing, and amending ſeveral Temporary Statutes, and for other Purpoſes.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. II.

An Act for reviving, continuing, and amending ſeveral Temporary Statutes, and for other Purpoſes.

CHAP. II.

WHEREAS the ſeveral Temporary Laws and Statutes, herein after mentioned, are found to be of general Uſe and fit to be continued: And whereas an Act of Parliament was paſſed in this Kingdom, in the Third Year of the Reign of His late Majeſty King George the Second, intituled, An Act for the further explaining and amending ſeveral Statutes for prohibiting under Sheriffs and Sheriffs Clerks from officiating as Sub-ſheriff or Sheriffs Clerk more than one Year, and to render more effectual an Act to prevent Fees being taken in certain

CHAP. II.

Cases, and to take away the pretended Office of Barony-Clerk, and to oblige Sheriffs to appoint Deputies for granting Replevins, **in which Act there is a Clause relating to the preferring any Bill or Bills in the Court of Chancery or Exchequer, for the Discovery of any Offence against the said Act, or against an Act therein mentioned of the Tenth Year of the Reign of Her late Majesty Queen** Anne, **and obliging any Person to answer the same at large; which said Act of the Third Year of His said late Majesty is expired, and the said Clause is fit to be revived and continued; be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That the said recited Clause be revived and continued in full Force until the Twenty-fourth Day of** June **One thousand seven hundred and seventy-two, and to the End of the then next Session of Parliament.**

And whereas an Act passed in the Seventeenth Year of the Reign of His late Majesty King George **the Second, intituled,** An Act to prevent the pernicious Practice of burning Land, and for the more effectual destroying of Vermin, **which Act has been further continued by an Act passed in the First Year of His present Majesty's Reign, intituled,** An Act for reviving and amending several

several Temporary Statutes, and for other Purposes, in which Act there is a Clause which hath been revived and continued, with an Exception as to Rooks and Herons, to the First Day of May One thousand seven hundred and sixty-nine; be it enacted by the Authority aforesaid, That the said Clause be further revived and continued in Force until the Twenty-fourth Day of June One thousand seven hundred and seventy-two, and to the End of the then next Session of Parliament. CHAP. II.

And whereas by several Acts passed in this Kingdom, the burning of Land by any Tenant, without the Permission of his Landlord, has been declared to be an Offence, and as such has been prohibited under a Penalty; and whereas the said Penalty has been found insufficient to deter Men from committing the said Offence; be it enacted by the Authority aforesaid, That any Person who shall, after the Tenth Day of May One thousand seven hundred and seventy-one, burn the Soil or Surface of the Earth, or cause or permit the Soil or Surface of the Earth to be burned on any Lands in this Kingdom, contrary to the Provisions of the said Act of the Seventeenth of his said Majesty King George the Second; or of an Act passed in the First Year of his present Majesty's Reign, intituled, An Act for reviving and amending several Temporary Statutes, and for other Purposes therein mentioned,

CHAP. II.

or contrary to the Intention of this Act, shall, instead of the Penalties inflicted by the said Acts, forfeit the Sum of Five Pounds for every Englisſh Statute Acre (over and above all Rent) ſo to be burned, to be recovered in the ſame Manner as the Penalties given by the ſaid Acts may be recovered.

And whereas an Act paſſed in the Nineteenth Year of the Reign of His late Majeſty King George the Second, intituled, An Act for continuing and amending the ſeveral Laws relating to the Workhouſe of the City of *Dublin*, whereby it was enacted, That the ſeveral Taxes mentioned therein, and in the ſeveral Acts therein recited, ſhould continue and be payable for the Uſes in the ſaid Acts mentioned, for and during the Space and Term of Twenty-one Years, from the the Firſt Day of May, One thouſand ſeven hundred and forty-nine, and from thence to the End of the then next Seſſion of Parliament: And whereas the Charities ſupported by the ſaid Taxes, have been found to be of conſiderable Benefit and Advantage to the Publick, and therefore the ſaid Act, and the other Acts therein and thereby referred to, are fit to be continued; be it enacted by the Authority aforeſaid, That the ſaid recited Acts, and all other the Acts now in Force, relative to the ſaid Workhouſe of the City of Dublin, and the ſeveral Taxes thereby impoſed, or intended to be impoſed, and the ſeveral

ſeveral Powers and Authorities therein and thereby given, be, and the ſame are hereby further continued in full Force until the Twenty-fourth Day of June, which ſhall be in the Year of our Lord One thouſand ſeven hundred and ninety-two, and to the End of the then next Seſſion of Parliament.

And be it Enacted by the Authority aforeſaid, That an Act of Parliament paſſed in this Kingdom in the Fifth Year of the Reign of His preſent Majeſty, intituled, An Act for the further Encouragement of Tillage in this Kingdom, be continued, and be and remain in full Force until the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-two, and to the End of the then next Seſſion of Parliament.

And be it further Enacted by the Authority aforeſaid, That an Act paſſed in this Kingdom, in the Firſt Year of the Reign of His preſent Majeſty King George the Third, intituled, An Act for preventing Frauds and Abuſes in the vending, preparing, and adminiſtring Drugs and Medicines, which is expired, be revived, and be continued in full Force until the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy two, and to the End of the then next Seſſion of Parliament.

CHAP. III.

AN

ACT

FOR

Allowing further Time to Perſons in Offices or Employments, to qualify themſelves purſuant to an Act, *intituled*, An Act to prevent the further Growth of Popery.

DUBLIN:

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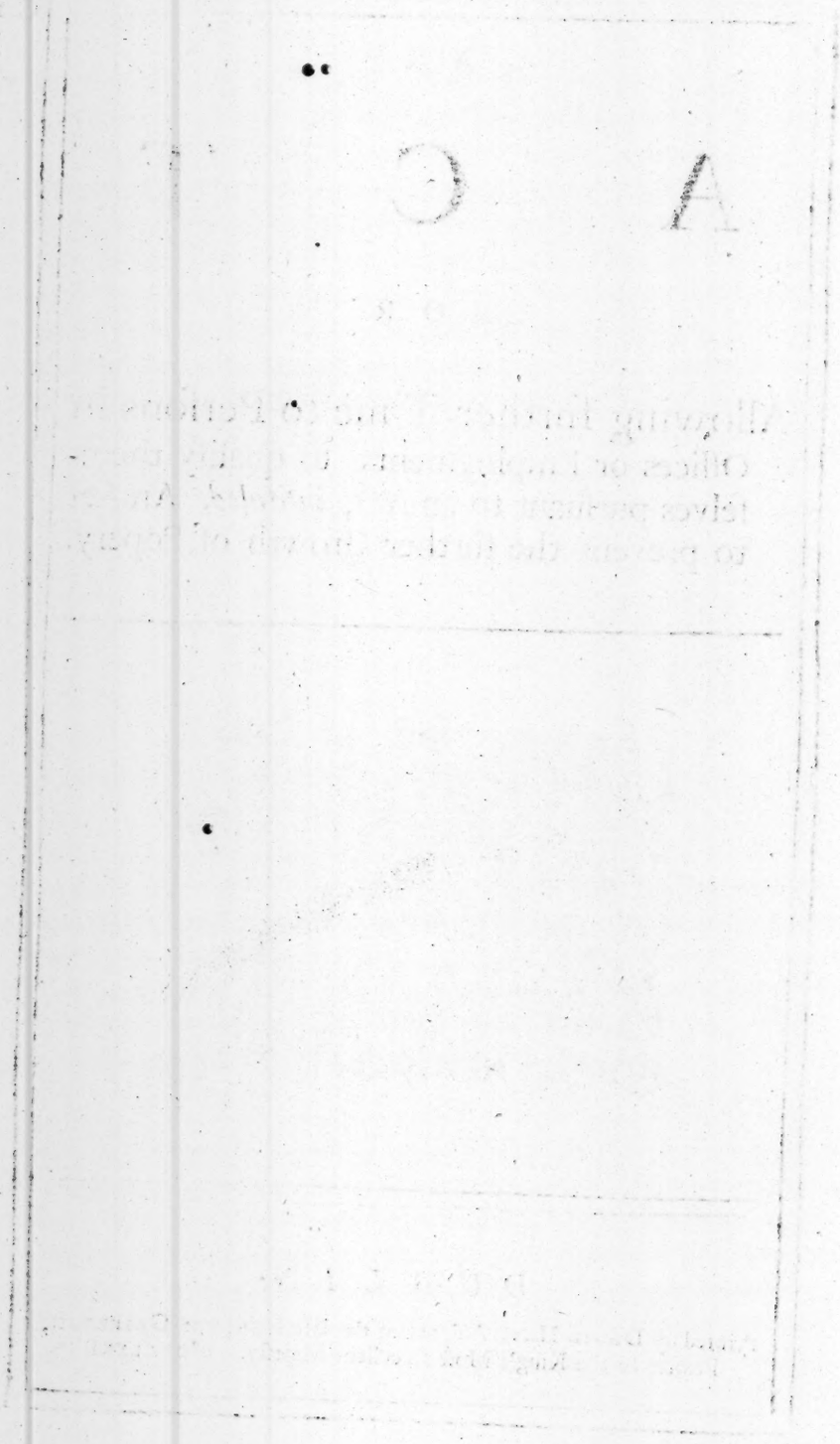

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. III.

An Act for allowing further Time to Perſons in Offices or Employments, to qualify themſelves purſuant to an Act, *intituled*, An Act to prevent the further Growth of Popery.

CHAP. III.

WHEREAS ſeveral Perſons well affected to His Majeſty's Government, and the Church of Ireland as by Law eſtabliſhed, may have through Ignorance neglected, or been prevented by Sickneſs, or other unavoidable Cauſes from taking and ſubſcribing the Oaths, and making and ſubſcribing the Declaration, and from receiving the Sacrament of the Lord's Supper, according to the Directions of an Act made in this Kingdom in the Second Year of the Reign of Her late Majeſty Queen Anne, intituled, An Act to prevent the further Growth of Popery,

CHAP. III.

and by their Inadvertency may have incurred great Penalties; be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That all and every Person or Persons who have incurred any Penalties and Incapacities in the said Act, intituled An Act to prevent the further Growth of Popery, mentioned, by neglecting to qualify themselves according to the said Act, shall be, and are hereby indemnified, freed, and discharged of and from all Incapacities, Disabilities, Forfeitures, and Penalties incurred by Reason of such Omission or Neglect as aforesaid; and that no Act or Acts done by them or any of them, or by Authority derived from them or any of them, and not yet avoided, shall be questioned or avoided by Reason of such Neglect or Omission; but all such Acts shall be and are hereby declared and enacted to be as good and effectual, as if all and every such Person and Persons had taken and subscribed the said Oaths, and received the said Sacrament, and made and subscribed the said Declaration in Manner as aforesaid; any Thing in the said Act to the contrary notwithstanding: Provided such Person or Persons do and shall take and subscribe the said Oaths, and receive the said Sacrament, and make, repeat, and subscribe the said Declaration in such Manner

ner and Form, and in such Place and Places as are directed and appointed by the said Act to prevent the further Growth of Popery, on or before the First Day of August, which shall be in the Year of our Lord One thousand seven hundred and seventy-four. CHAP. III.

Provided always, That this Act, or any Thing herein contained, shall not extend to restore or intitle any Person or Persons to any Office or Employment already actually avoided by Judgment of any of His Majesty's Courts of Record, or already filled up by any other Person; but that such Office or Employment shall be and remain in the Person or Persons who is or are now intitled by Law to the same, as if this Act had never been made: Provided, That nothing herein contained, shall extend to any Justice or Justices of the Peace who shall be left out of any renewed or other Commission of the Peace for any County or Place, and shall afterwards be inserted in any future Commission of the Peace for the same County or Place.

CHAP. IV.

AN

ACT

FOR

Directing the Application of the Sum of Twenty-eight Thouſand Eight Hundred Pounds, granted the laſt Seſſion of Parliament, to be applied to ſuch Publick Works, and other Purpoſes, as ſhould be directed by Parliament.

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Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. IV.

An Act for directing the Application of the Sum of Twenty-eight Thouſand Eight Hundred Pounds, granted the laſt Seſſion of Parliament, to be applied to ſuch Publick Works, and other Purpoſes, as ſhould be directed by Parliament.

CHAP. IV.

WHEREAS by an Act paſſed in the Ninth Year of the Reign of His preſent Majeſty, intituled, An Act for granting to His Majeſty an Additional Duty on Beer, Ale, Strong Waters, Wine, Tobacco, Hides, and other Goods and Merchandizes therein mentioned; and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns (Except of the Manufacture of *Great Britain*,) it was enacted, That the Sum of Twenty-eight Thou-

CHAP. IV.

and Eight Hundred Pounds be granted to His Majesty, to be applied to such Publick Works and other Purposes, referred to the Committee of Supply, and not already provided for in the said Committee, and to be disposed of in such Manner and Proportion as shall be directed by Parliament; Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That the Sum of Ten Thousand Pounds be given to the Dublin Society, for the Improvement of Husbandry and other useful Arts in Ireland, and to enable them to continue Premiums for the Encouragement of Agriculture, Arts, and Manufactures, and to pay the Sum of Sixty Pounds a Year, heretofore intended by this House to be granted to the Reverend Doctor Chaigneau, Secretary to the Dublin Society, for his Trouble in receiving and ranging the Claims and Affidavits of the several Persons intitled to Premiums for preserving Corn on Stands, pursuant to Act of Parliament, to be paid him from the Commencement of the said Premiums, to and for the first of November, One thousand seven hundred and sixty-nine; the Sum of One Thousand Pounds to the Trustees named in an Act, intituled, An Act for making more convenient the Approaches to the City of *Dublin*, to enable them to carry the said Act into Execution, to be accounted

counted for to Parliament; The Sum of Two Thouſand Pounds to Chriſtopher Colles, Eſquire, Mayor, Peter Coſſart and Jaſper Lucas, Eſquires, Sheriffs, James Chatterton, Eſquire, Sampſon Twogood French, Hugh Lawton the younger, Eſquire, Alderman William Parks, Burgeſs Rowland, Burgeſs Wilcocks, John Smith and William Colles, Eſquires, Mr. James Morriſon, Mr. William Fitton, Alderman Bradſhaw and George Perry, Eſquire, Meſſieurs James and Paul Benſon, Joſeph Devonſher and Thomas Strettle, Chriſtopher Carleton, Hugh Lawton, and Francis Carleton, Stephen Dunroche, John Digby, and Francis Grey, Merchants, or any Five of them, towards cleanſing and improving the Cork Harbour, from the Cuſtom-houſe Quay to a Place called Black Rock, to be accounted for to Parliament; and that the Mayor and Sheriffs for the Time being, ſhall alſo be Truſtees for carrying on the ſaid Work; The Sum of Eight Hundred Pounds to Roger Hall, Robert Roſs, Robert Scott, and Edward Correy, Eſquires, towards erecting a Wet Dock and Piers at Werren Point in the Bay of Carlingford, to be by them accounted for to Parliament; The Sum of One Thouſand Pounds to the Right Honourable Francis Andrews and Hugh Hill, Eſquire, towards widening and enlarging the Quay of Londonderry, to be accounted for to Parliament; The Sum of One Thouſand Pounds to the Corporation for carrying on the Inland Navigations of this Kingdom, to be by them applied towards carry-

CHAP. IV.

CHAP. IV.

ing on the Navigation of the River Barrow, and to be accounted for to Parliament; The Sum of Twelve Hundred Pounds to Hugh Swayne, Esquire, Mayor of Youghall, Nicholas Stoute, and Richard Uniacke, Esquires, Bayliffs of Youghall, Peter Hennis, Esquire, Collector of Youghall, and John Briscoe, Esquire, Port Surveyor, or any Three of them, for clearing the Channel of the Harbour of Youghall, and towards erecting a Pier to the northward of the said Harbour, to be accounted for to Parliament; The Sum of Five Hundred Pounds to Rhodolphus Kent, Henry Vaughan and John French Andrew, or any Two of them, to be laid out in repairing the Market Quay of Galway, they giving Security for the due Application of the same, and to account for it to Parliament; The Sum of Three Thousand Pounds to the Navigation Board, to be by them expended in making a Communication from Dromglass Colliery in the County of Tyrone, to the Head of the Newry Navigation, commonly called the Bason, to be accounted for to Parliament; The Sum of Eight Hundred and Forty-two Pounds Sixteen Shillings to the Commissioners appointed by Act of Parliament for making wide and convenient Passages from Essex Bridge to the Castle of Dublin, to enable them to pay the Executors of Samuel Bryan the Ballance due to them for Houses pulled down at the North West End of the Old Bridge; The Sum of Two Hundred and Fifty Pounds

to

to John Wade, Chemiſt, to enable him to carry on a Pharmacopeia Pauperum, or Diſpenſary for the Poor of the City of Dublin; The Sum of Two Thouſand Six Hundred and Sixty-nine Pounds Four Shillings and Six Pence to the Corporation of the City of Dublin, to reimburſe them the ſaid Sum expended by them in carrying on the Ballaſt Office Wall in the Harbour of Dublin; The Sum of Two Thouſand Seven Hundred and Fourteen Pounds, Eleven Shillings and Six-pence Halfpenny, to the Corporation of the City of Dublin, to reimburſe them the ſaid Sum expended by them in carrying on the Inland Navigation from Dublin to Ballyfarnham; The Sum of One Thouſand Pounds to the Miniſter and Church-Wardens of the Pariſh of Saint John, Dublin, towards Rebuilding the Church of the ſaid Pariſh to be by them accounted for to Parliament; and the Sum of Eight Hundred and Twenty-three Pounds Seven Shillings and Eleven Pence Halfpenny, to John Walter of the City of Dublin, Clothier, to reimburſe him the Loſſes by him ſuſtained by the Deſtruction of his Mills; all which ſaid ſeveral Sums are to be paid by the Vice-Treaſurer or Vice-Treaſurers, Receiver General or Receivers General of this Kingdom, without any further or other Warrant to be ſued for, had, or obtained in that Behalf. CHAP. IV.

CHAP. V.

AN

ACT

TO

Prevent Combinations to raiſe the Price of Coals in the City of *Dublin*.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. V.

An Act to prevent Combinations to raise the Price of Coals in the City of *Dublin*.

CHAP. V.

WHEREAS several unlawful Combinations have been entered into to raise the Price of Coals in the City of Dublin, to the great Prejudice of the Publick; For Remedy whereof, and to prevent the like for the future, Be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That from and after the Twelfth Day of May, One thousand seven hundred and seventy-one, no Master, Owner, or Mate of any Coal Ship or Vessel within the

CHAP. V.

Port or City of Dublin, shall give, or promise to give, any Fee, Gratuity, Reward, or Allowance whatsoever, to any Factor, Purser, Agent, or other Person, for selling of any Coals; and that no Factor, Purser, Agent, or other Person, shall receive, or contract to receive, from any Master, Owner, or Mate of any such Coal Ship or Vessel, any Fee, Gratuity, Reward, or Allowance whatsoever, for selling of any Coals; and that every Person who shall, after the Time aforesaid, offend herein, shall, for every such Offence, forfeit the Sum of One Hundred Pounds, to be recovered and applied in the Manner directed by an Act passed in the first Year of His present Majesty's Reign, Intituled, An Act to prevent the excessive Price of Coals in the City of *Dublin*.

And be it further Enacted by the Authority aforesaid, That from and after the Time aforesaid, no Person or Persons whatsoever, except the Master or Mates of such Coal Ships or Vessels, and the Persons authorized by the said Act, shall sell any Coals within the Port or City of Dublin; and that every Person offending herein, shall, for every such Offence, forfeit the Sum of Fifty Pounds, to be recovered and applied in the Manner herein before mentioned.

And whereas several large Coal Ships or Vessels draw too much Water to pass

Ring's-End

Ring's-End Point, and the Masters and Owners of Gabbards and Lighters frequently refuse to bring the Coals from such Ships or Vessels to the Quays of the City of Dublin, unless an Allowance called the Old Man, is made to them; Be it Enacted by the Authority aforesaid, That no Masters, Owners, or Mate of any such Ship or Vessel, shall after the Time aforesaid, give, or promise to give to any Master or Owner of such Gabbard or Lighter, or other Person, any Fee, Gratuity, Reward, or Allowance whatsoever, except Freight, not exceeding the Rate of One Shilling and Six Pence per Ton, for carrying any Coals from such Ships or Vessels to the Quays; and that no Master or Owners of any Gabbard or Lighter, or other Person, shall receive, or contract to receive, any Fee, Gratuity, Reward, or Allowance whatsoever, except Freight, not exceeding the Rate aforesaid, for carrying any Coals from such Ships or Vessels to the said Quays; and that every Person offending herein, shall forfeit for every such Offence, the Sum of Fifty Pounds, to be recovered and applied as herein before is mentioned. CHAP. V.

And be it further Enacted by the Authority aforesaid, That all Coals which shall be brought into the said City of Dublin, from any Colliery in this Kingdom, by Means of any Inland Canal, made, or to be made in this Kingdom,

CHAP. V.

shall be considered as imported into the said City; and the Master or Owner so importing the same, shall be entitled to all Premiums and Encouragements granted for bringing Irish Coals into the said City.

Provided allways, and be it Enacted by the Authority aforesaid, That this Act shall continue in Force until the Twenty-fourth Day of June, One thousand seven hundred and seventy-four, and to the End of the then next Session of Parliament.

AN

CHAP. VI.

AN

ACT

TO

Prevent the pernicious Practice of burning Bricks within the City of *Dublin*, or the Neighbourhood thereof.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

CHAP. VI.

AN

ACT

TO

Prevent the pernicious Practice of burning Bricks within the City of Dublin, or the Neighbourhood thereof.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. VI.

An Act to prevent the pernicious Practice of burning Bricks within the City of *Dublin*, or the Neighbourhood thereof.

WHEREAS large Quantities of Bricks are frequently burned within the City of Dublin, and in the Neighbourhood thereof, by Means whereof the Inhabitants of the said City are grievously annoyed, and the Lives of many weakly Persons have been lost; for Remedy thereof, be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the

CHAP. VI.

CHAP. VI.

Authority of the same, That from and after the Tenth Day of May One thousand seven hundred and seventy-one, no Person shall make, or cause to be made, burn, or cause to be burned any Bricks within the Distance of Two measured Miles from the Publick Lamps of the City of Dublin, on Pain of forfeiting the Bricks, and Ten Shillings for every Thousand Bricks made or burned within the aforesaid Limits.

And be it enacted by the Authority aforesaid, That upon Complaint made before Two or more Justices within their respective Jurisdictions, such Justices are hereby authorized and required to summon the Person or Persons so complained of before them, and upon Appearance or Default of the Person or Persons so complained of, and due Proof of such Offence, by the Oath of One or more credible Witness or Witnesses, to convict such Offender or Offenders, and to order by Warrant under their Hands and Seals, the Bricks to be sold by Public Cant, and the said Penalty of Ten Shillings per thousand, to be levied by Distress and Sale of the Offenders Goods.

And be it enacted by the Authority aforesaid, That one Moiety of said Penalty, and of the Produce of the Bricks, shall, after deducting the necessary Expences attending the Sale of the Bricks and levying

ing the Penalty, be paid to the First Informer, the other Moiety to the Governors of Mercer's Hospital, for the Use of said Hospital; and for Want of sufficient Distress, such Justices are hereby authorized and required to commit the Person or Persons so offending to the Common Goal of the City or County, there to remain without Bail or Mainprize for any Term not exceeding Three Months.

And be it further enacted by the Authority aforesaid, That the Parishioners and Inhabitants of the Parish, Liberty, or Precinct where any Offence against this Act shall be committed, (except Persons receiving Alms) shall be admitted and allowed to be competent Witnesses; notwithstanding his, her, or their being a Parishioner or Parishioners, Inhabitant or Inhabitants in such Parish, Liberty, or Precinct.

CHAP. VI.

CHAP. VII.

AN

ACT

FOR

Puniſhing ſuch Perſons as ſhall do Injuries and Violences to the Perſons or Properties of His Majeſty's Subjects, with Intent to hinder the Exportation of Corn.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

CHAP.
VII.

AN

ACT

FOR

Preventing fuch Perſons as ſhall do
Injuries and Violences to the Perſons
or Properties of His Majeſty's Subjects,
with Intent to hinder the Exportation of
Corn.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. VII.

An Act for puniſhing ſuch Perſons as ſhall do Injuries and Violences to the Perſons or Properties of His Majeſty's Subjects, with Intent to hinder the Exportation of Corn.

CHAP. VII.

WHEREAS many diſorderly and evil minded Perſons have of late frequently aſſembled themſelves in great Numbers, and committed great Violences, and done many Injuries to the Perſons and Properties of His Majeſty's Subjects, with intent to hinder the Exportation of Corn, or Potatoes, or the Carriage thereof from one Part of this Kingdom to another, whereby many of His Majeſty's Subjects have been deterred from buying Corn and Grain, and Potatoes, and following their lawful Buſineſs therein, to their great Loſs and Damage, as well as the great

CHAP. VII.

Damage and Prejudice of the Farmers and Landlords of this Kingdom, and of the Nation in general; for the better preventing such Wicked and disorderly Practices, and more easily and effectually bringing such Offenders to condign Punishment; be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That if any Person shall, from and after the First Day of June next, wilfully and maliciously beat, wound, or use any other Violence to or upon any Person or Persons with Intent to deter or hinder him or them from buying of Corn, or Grain, or Potatoes in any Market, or other Place within this Kingdom, or shall unlawfully stop, or seize upon any Waggon, Cart, or other Carriage, or Horse loaded with Wheat, Flour, Meal, Malt, or other Grain, or Potatoes in or on the Way to or from any City, Market Town, Seaport, or other usual Place of shipping Corn, or Potatoes in this Kingdom, or wilfully and maliciously break, cut, separate, or destroy the same, or any Part thereof, or the Harness of the Horses drawing the same, or shall unlawfully take off, drive away, kill, or wound any of such Horses, or unlawfully beat or wound the Driver or Drivers of such Waggon, Cart, or other Carriage or Horse so loaded, in order to stop the same, or shall, by cutting the Sacks

or

or otherwise scatter or throw abroad such Wheat, Flour, Meal, Malt, or other Grain, or Potatoes, or shall take and carry away, spoil, or damage the same, or any part thereof, or shall distribute the same, or compel the Owner or his Servant, or the Carrier of such Wheat, Flour, Meal, Malt, or other Grain, or Potatoes to distribute or otherwise depart from the Possession thereof, or of any part thereof, contrary to his Consent, every and all such Person and Persons being thereof lawfully convicted before any Two Justices of the County, County of the City, or County of the Town, or Place Corporate wherein such Offence or Offences shall be committed, or before the Justices of the Peace in open Session, who are hereby authorized and impowered summarily and finally to hear and determine the same, upon the Confession of the Party, or upon the Oath of One or more Persons, (which Oath the said Justices are hereby impowered to administer) shall be sent to the Common Goal, or to the House of Correction, there to continue and be kept to hard Labour, for any Time not exceeding the Space of Three Months, nor less than One Month, and shall, by the same Justices, be also ordered to be once publickly and openly whipped by the Master or Keeper of such Goal or House of Correction, in such City, Market-Town, or Sea-port in or near to which such Offence shall be committed, on the First convenient Mar-

CHAP. VII.

CHAP. VII.

ket-Day, at the Market-Cross or Market-place there, between the Hours of Eleven and Two of the Clock.

And be it further enacted by the Authority aforesaid, That if any such Person or Persons so convicted, shall commit any of the Offences aforesaid a Second Time, or if from and after the said First Day of June next, any Person or Persons shall wilfully and maliciously pull, throw down, or otherwise destroy any Store-house or Granary, or other Place where Corn shall be then kept, in order to be exported, or sent from one Part to another of this Kingdom Coastways, or shall unlawfully enter any such Store-house, Granary, or other Place, and take and carry away any Corn, Flour, Meal, or Grain therefrom, or shall throw abroad, or shall spoil the same, or any Part thereof, or shall unlawfully enter on Board any Ship, Barge, Boat, or Vessel, and shall wilfully and maliciously take and carry away, cast or throw out therefrom, or otherwise spoil or damage any Meal, Flour, Wheat, or other Grain therein, intended for Exportation, or to be sent Coastways as aforesaid, every Person so offending, and being thereof lawfully convicted, shall be adjudged guilty of Felony, and shall be transported for the Space of Five Years, in like Manner as other Felons are directed to be transported by the Laws and Statutes of this Realm; and if any such Offenders so transported shall return

return into this Kingdom before the Expiration of the said Five Years, he or she, shall suffer Death as a Felon without Benefit of Clergy. CHAP. VII.

Provided allways, That no Attainder from any Offence made Felony by Virtue of this Act, shall make or work any Corruption of Blood, Loss of Dower, or Disinheritance of Heir or Heirs.

CHAP. VIII.

AN

ACT

TO

Repeal an Act, *intituled*, An Act for the Relief of Debtors, with Reſpect to the Impriſonment of their Perſons.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. VIII.

An Act to repeal an Act, *intituled*, An Act for the Relief of Debtors, with Reſpect to the Impriſonment of their Perſons.

WHEREAS an Act of Parliament made in the Eighth Year of His preſent Majeſty's Reign, Intituled, An Act for the Relief of Debtors, with Reſpect to the Impriſonment of their Perſons, has been found by Experience greatly to affect perſonal Credit, and prejudical to the Trades and Manufactures of this Kingdom; Be it therefore Enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That the aforeſaid Act, and every Clauſe thereof, be henceforth Repealed, and made null and void. CHAP. VIII.

CHAP. IX.

AN

ACT

TO

Explain and amend an Act paſſed in the fifth Year of His Majeſty King *George* the Third, *intituled*, An Act for amending the Publick Roads.

DUBLIN:

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Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. IX.

An Act to Explain and Amend an Act passed in the Fifth Year of His Majesty King *George* the Third, *intituled*, An Act for amending the Publick Roads.

CHAP. IX.

WHEREAS there are many Publick Roads in the Province of Ulster, which cannot, without great Expence and Waste of Ground, be made of the Breadth required by the said Act, and which nevertheless ought to be kept in proper Repair; Be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That a Vestry shall

CHAP. IX.

and may be held in every Parish or Union in the Province of Ulster, on the first Tuesday, Wednesday, or Thursday after the Feast of Saint Michael in every Year, in the Church of such Parish or Union, or at some Place within such Parish or Union, to be appointed for that Purpose by the Rector, Vicar, or officiating Curate in such Parish or Union where there is no Church; and that the Protestant Parishioners of such Parish or Union in such Vestry assembled, or the major part of them, shall and may present such Sum or Sums of Money to be raised upon such Parish or Union, as they shall think necessary, not less than One Penny, nor exceeding Two Pence for each Acre (at the Rate upon the several Owners and Occupiers of the Lands and Houses within said Parish, as the same have been usually rated at in Vestry Presentments) for amending or repairing the Roads in or through the said Parish or Union for the ensuing Year; and shall or may chuse One or more proper Overseer or Overseers to take Care that the Money so presented shall be properly expended in amending or repairing such Roads in the said Parish or Union, as shall be directed by such Vestry, and to allow such Overseer or Overseers any Sum not exceeding Eighteen Pence a Day each, for his or their Wages, while they are employed in overseeing such Roads; and also to appoint One or more proper Person or Persons to collect the Money so presented or assessed, and to allow the said

Person

Person or Persons any Sum, not exceeding Twelve Pence in the Pound, for collecting the same; and also to chuse One or more Director or Directors of the said Roads; and also to chuse Two or more proper Persons to be Applotters for such Parish or Union; each of which Persons so chosen to be an Applotter, shall, within One Month after such Presentment made, swear before some Justice of the Peace of the County in which such Parish or Union is situated, that he will, according to the best of his Skill, Knowledge, and Judgment, and without Favour or Partiality to any Person whatsoever, justly applot the several Sums of Money that shall be presented or assessed by the Vestry of such Parish for the Purpose aforesaid, on the Occupiers of Land within the said Parish or Union: And the said Two or more Persons, so as aforesaid chosen to be Applotters, within two Months after such Presentment or Assessment shall be made by such Vestry, shall accordingly applot the Sums so presented and assessed, and shall return their Applotment of the Money presented by such Vestry to the Rector, Vicar, or officiating Curate of such Parish or Union, signed by them, which Applotment shall be afterwards signed by such Rector, Vicar, or officiating Curate, and delivered to the Person or Persons who shall be appointed as aforesaid to collect the Sums of Money therein mentioned, and shall be a sufficient Warrant to the Person or

CHAP. IX.

Persons appointed to collect the said Money, for levying within every such Parish or Union such Sums as shall be so presented or assessed: And if any Person shall refuse to pay the Sum which he or she ought to pay, according to such Apportionment, it shall be lawful for the Person or Persons appointed to collect such Money, to levy the same by Distress and Sale of such Persons Goods, rendering the Overplus, if any, to the Owner: And that all such Money, as shall be so collected, shall be paid to such Director or Directors; and that such Director or Directors shall pay such Money to such Overseer or Overseers, in such Shares and Proportions, and at such Times as he or they shall think proper; and that such Director or Directors shall, at a Vestry to be held on the first Tuesday, Wednesday, or Thursday after the Feast of Saint Michael in the next succeeding Year, account fully and faithfully upon Oath, (which Oath the Rector, Vicar, or officiating Curate, is hereby impowered to administer) for all such Sum and Sums of Money as he or they shall have received or expended as aforesaid.

Provided allways, That no Person shall have a Right to vote at any such Vestry, until he shall have first taken the following Oath, or if a Quaker, his solemn Affirmation, if desired by any Parishioner, which Oath or Affirmation the said Rector, Vicar,

Vicar, or officiating Curate, is hereby impowered to administer, viz. CHAP. IX.

I *A. B.* do swear (or, if a Quaker, do solemnly affirm) that I am a Protestant Parishioner of this Parish, and that I am worth Twenty Pounds, over and above all the Debts I owe.

And be it further Enacted by the Authority aforesaid, That in case any Parish or Union within the said Province of Ulster, shall neglect or omit to hold such Vestry, and make such Presentment or Presentments as aforesaid, that from thenceforth, and for and during such Year or Years as the said Parish or Union shall omit or forbear to hold such Vestry, and make such Presentment or Presentments, the several Acts of Parliament which were repealed by the said Act, and by Virtue whereof the six Days Labour were, before the passing of said Act, enforced and applied to the making and repairing of the Roads of this Kingdom, shall, in all such Articles and Clauses thereof, or any way related to the said Six Days Labour, be in full Force within said Parish or Union; and the said Six Days Labour shall and may be enforced and applied to the making or repairing the Roads in the said Parish or Union, according to the Provisions and Regulations of said Acts, during such Time as the said Parish or Union shall omit or

CHAP. IX.

forbear to hold such Vestry, or make such Presentment or Presentments as aforesaid; any Thing in the said Act of the Fifth Year of His present Majesty's Reign, in any wise to the contrary notwithstanding.

And whereas great Inconvenience has been felt in the Province of Ulster, from a Difficulty in finding Collectors duly qualified to collect the Publick Money, pursuant to an Act passed in the Fifth Year of His present Majesty, intituled, An Act for amending the Publick Roads, by which great Arrears have incurred within several Baronies, to the great Interruption and Delay of such Work; be it therefore enacted by the Authority aforesaid, That as often as the Grand Jury of any County in the said Province of Ulster, shall neglect or omit to appoint a Collector pursuant to said Statute, for any Barony or Baronies in said County, that the Treasurer of such County shall issue his Warrant to the High Constable of such Barony or Baronies, requiring him to levy such Sum as shall be cessed and applotted on the Barony within his District, together with any Sum that may have remained in Arrear on such Barony, by any former neglect of appointing a Collector; which Warrant the said High Constable is hereby impowered and required to execute, and to collect and levy the Sum so applotted off the Barony

Barony as aforesaid, and to pay over the same to the Treasurer of the County, on or before the first Day of the next ensuing Assizes; and such High Constable shall be allowed for his Trouble in collecting the same, Sixpence in the Pound, in like Manner as the Collectors appointed by Grand Juries. CHAP. IX.

CHAP. X.

AN

ACT

TO

Enable the Speaker of the Houſe of Commons, to iſſue his Warrants to make out new Writs for the Choice of Members to ſerve in Parliament, in the Room of ſuch Members as ſhall die during the Receſs of Parliament.

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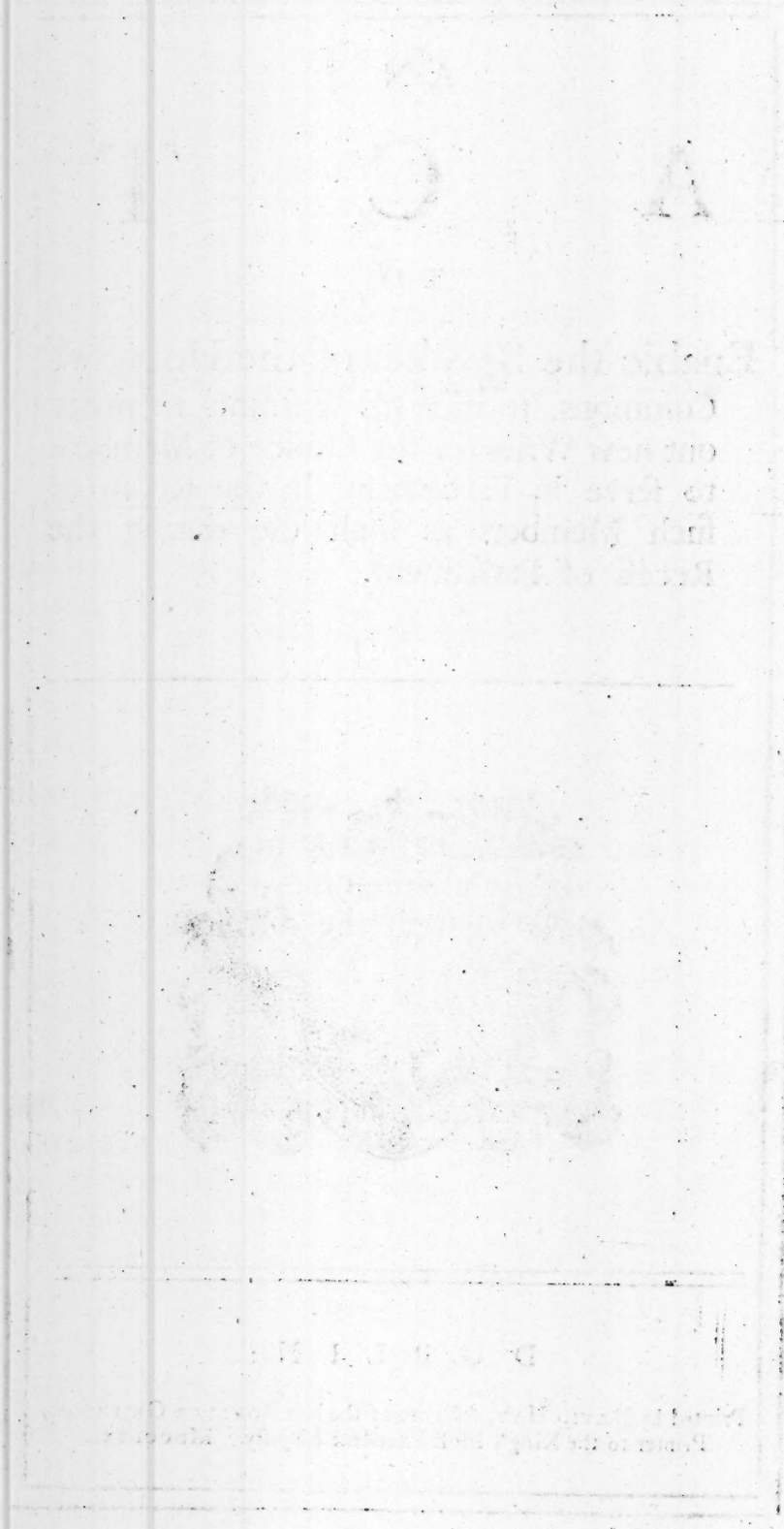

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. X.

An Act to enable the Speaker of the House of Commons, to issue his Warrants to make out new Writs for the Choice of Members to serve in Parliament, in the Room of such Members as shall die during the Recess of Parliament.

CHAP. X.

WHEREAS many Inconveniencies have happened, and many Disorders have been occasioned, for Want of more speedy Elections of Members of the House of Commons, in the Room of such who have died during the Recess of Parliament; For Remedy whereof, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority

CHAP. X.

rity of the same, That from and after the End of the present Session of Parliament, it shall and may be lawful for the Speaker of the House of Commons for the Time being, during the Recess of Parliament, for more than Twenty Days, whether by Prorogation or Adjournment; and he is hereby required to issue his Warrants to the Clerk of the Crown, to make out new Writs for electing Members of the House of Commons, during such Recess of Parliament, upon such Notice thereof, and in such Manner, as is herein after provided, and not otherwise; when the Death of such Member shall have been certified to the Speaker of the House of Commons, for the Time being, by any two Members thereof, by Writing under their Hands, the said Speaker shall forthwith, after the Receipt of such Certificate, cause Notice of the Death of such Member to be inserted in the Dublin Gazette; and at the End of fourteen Days after the said Insertion thereof in such Gazette, the Day of such Insertion excluded, the Speaker shall forthwith Issue his Warrant in Manner aforesaid, unless the said House of Commons shall have met again after such Prorogation or Adjournment, before the issuing thereof.

Provided allways, and be it further Enacted by the Authority aforesaid, That nothing herein contained shall extend to authorize the Speaker of the House of Commons

Commons for the Time being, to iſſue his Warrant to the Clerk of the Crown, to make out a new Writ, for the Electing a new Member of the Houſe of Commons, in the Room of any Member deceaſed, unleſs the Return of the Writ, by Virtue of which ſuch Member deceaſed was elected, ſhall have been brought to the Office of the Clerk of the Hanaper, fifteen Days at the leaſt before the End of the Seſſion of Parliament immediately preceding the Death of ſuch Member, and no Petition ſhall have been preferred, or other Queſtion be depending in the Houſe of Commons, touching the Validity of ſuch Return, or of the Election upon which the ſame was made.

CHAP. X.

CHAP. XI.

AN

ACT

TO

Oblige Ships more effectually to perform their Quarantine, and for the better preventing the Plague being brought from Foreign Parts into *Ireland*, and to hinder the ſpreading of Infection.

DUBLIN:

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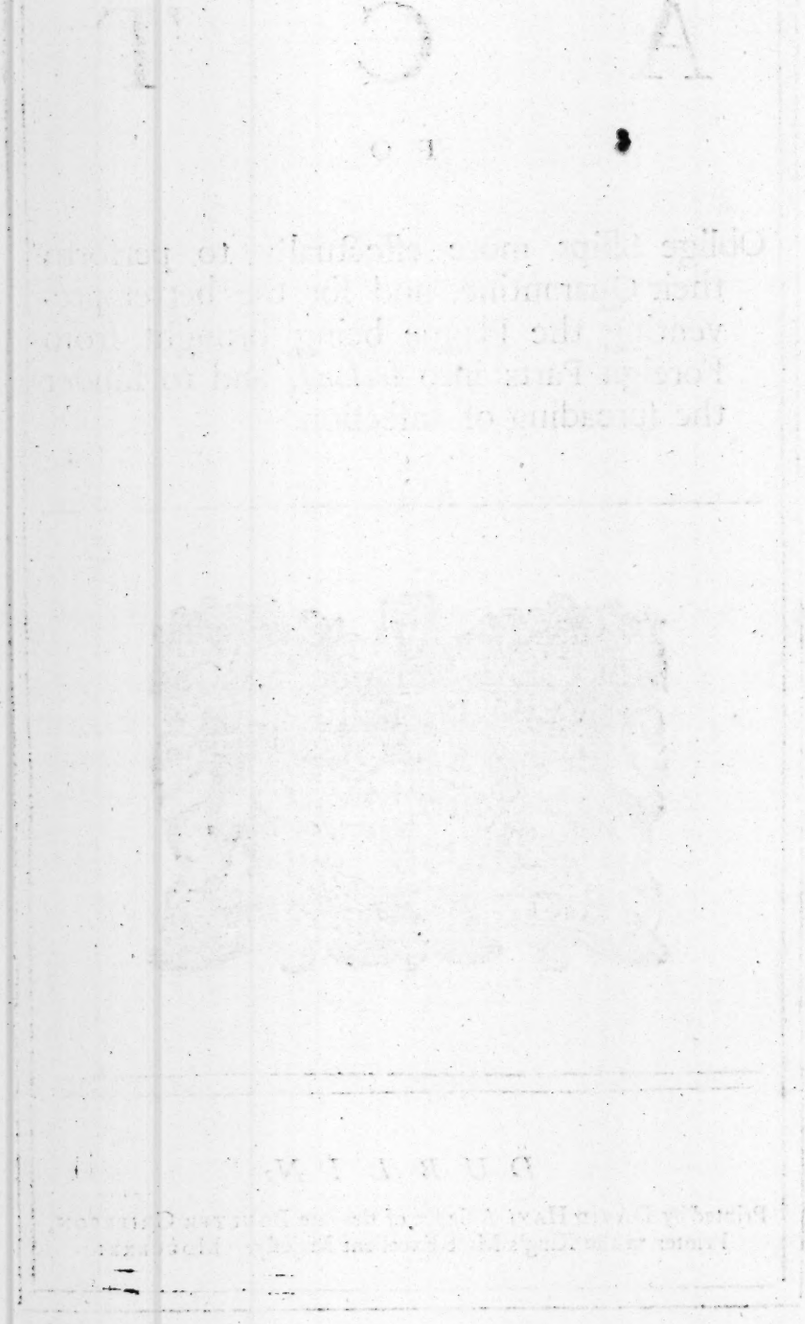

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. XI.

An Act to oblige Ships more effectually to perform their Quarantine, and for the better preventing the Plague being brought from Foreign Parts into Ireland, and to hinder the ſpreading of Infection.

CHAP. XI.

WHEREAS the Laws heretofore made in this Kingdom to oblige Ships coming from Places infected to perform Quarantine, and to prevent the Plague being brought into and ſpreading in the Kingdom of Ireland, are expired, and it is neceſſary that ſome Proviſion be made by Parliament for obliging Ships and Perſons coming from Places infected with or frequently ſubject to the Plague, to perform Quarantine in ſuch Manner as hath been or ſhall be ordered by His Ma-

CHAP. XI.

jesty, His Heirs, or Successors, and for punishing Offenders therein in a more effectual Manner than can be done by the ordinary Methods of Law; and for preventing the spreading of Infection, be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That all Ships and Vessels arriving, and all persons, Goods, and Merchandizes whatsoever, coming or imported into any Port or Place within the Kingdom of Ireland, from any place from whence the Lord Lieutenant or other Chief Governor or Governors of this Kingdom, by and with the Advice of the Privy Council shall judge it probable that the Infection may be brought, shall be obliged to make their Quarantine in such place and places, for such Time, and in such Manner as hath been, or shall, from Time to Time be directed by the Chief Governor or Governors of this Kingdom for the Time being, by his or their Order or Orders made by the Advice of the Privy Council, and notified by Proclamation, and that until such Ships, Vessels, persons, Goods, and Merchandizes shall have respectively performed, and be discharged from such Quarantine, no such Person, Goods and Merchandizes, or any of them shall come or be brought on Shore, or go or be put on Board any other Ship or Vessel

Veſſel in any Place within His Majeſty's Dominions, unleſs in ſuch Caſes, and by ſuch Licence as ſhall be directed or permitted by ſuch Order or Orders made by the Lord Lieutenant, or other Chief Governor or Governors, by the Advice and Conſent of the Privy Council, and notified as aforeſaid, and that all ſuch Ships and Veſſels, and the Perſons or Goods coming or imported in, or going and being put on Board the ſame, and all Ships, Veſſels, Boats, and Perſons receiving any Goods or Perſons out of the ſame, ſhall be ſubject to ſuch Orders, Rules, and Directions concerning Quarantine, and the preventing Infection, as have been or ſhall be made by the ſaid Chief Governor or Governors of this Kingdom in Council, and ſhall be notified by Proclamation as aforeſaid. CHAP. XI.

And to the End it may be better known whether any Ship or Veſſel be actually infected with the Plague, or whether ſuch Ship or Veſſel, or the Mariners or Cargo coming or imported in the ſame, are liable to any Orders touching Quarantine; be it enacted by the Authority aforeſaid, That when any Country or Place is or ſhall be infected with the Plague, and any Order or Orders is, are, or ſhall be made by the Lord Lieutenant or other Chief Governor or Governors of this Kingdom and Council, concerning Quarantine, and the Prevention of Infection, and notified as

CHAP. XI.

aforesaid, as often as any Ship or Vessel shall attempt to enter into any Port or Place in this Kingdom of Ireland, the Principal Officer of His Majesty's Customs in such Port or Place, or such Person as shall be authorized to see Quarantine duly performed, shall go off, or cause some other Person to be by him appointed for that Purpose, to go off to such Ship or Vessel, and such Officer or other Person authorized to see Quarantine performed as aforesaid, or the Person so by him appointed for that Purpose, shall, at a convenient Distance from such Ship or Vessel, demand of the Commander, Master or other Person having charge of such Ship or Vessel, and such Commander, Master or other Person having charge of such Ship or Vessel, shall, upon such Demand, give a true Account of the following Particulars, (that is to say) The Name of such Ship or Vessel; The Name of the Commander or Person having Charge thereof; At what Place or Places the Cargo, and every Part of it was taken on Board; What Place or Places the Ship or Vessel touched at in her Voyage; Whether such Places, or any, and which of them were infected with the Plague; How long such Ship or Vessel had been in her Passage; How many Persons were on Board when the said Ship or Vessel set sail; Whether any and what Persons during that Voyage on Board such Ship or Vessel had been or shall be then infected with the Plague;

How

how many died in the Voyage, and of what Distemper; What Ships or Vessels he or any of his Ship's Company, with his Privity, went on Board, or had any of their Company come on Board his Ship or Vessel in the Voyage, and to what Place such Ships or Vessels belonged, and also the true Contents of his Lading to the best of his Knowledge: And in case it shall appear upon such Examination, or otherwise, that any Person then on Board such Ship or Vessel, shall, at the Time of such Examination, be actually infected with the Plague, or that such Ship or Vessel is obliged to perform Quarantine; in such case, it shall and may be lawful to and for the Officers of any of His Majesty's Ships of War, or any of His Majesty's Forts or Garrisons, and all other His Majesty's Officers whom it may concern, upon Notice thereof given to them or any of them respectively, and to and for any other Person or Persons whom they shall call to their Aid and Assistance, and they are hereby required to oblige such Ship or Vessel to go and repair to such Place as hath been or shall be appointed for performance of Quarantine, and to use all necessary Means for that Purpose, be it by firing of Guns upon such Ship or Vessel, or any other Kind of Force or Violence whatsoever; and in case any such Ship or Vessel shall come from any Place visited with the Plague, or have any Person on Board actually

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infected, and the Commander, Maſter, or other Perſon having charge of ſuch Ship or Veſſel, ſhall conceal the ſame, ſuch Commander, Maſter, or other Perſon having charge of ſuch Ship or Veſſel, ſhall be adjudged guilty of Felony, and ſuffer Death, as in Caſes of Felony, without the Benefit of Clergy; and in caſe ſuch Commander, Maſter, or other Perſon having charge of ſuch Ship or Veſſel, ſhall, upon ſuch Demand made as aforeſaid, not make a true Diſcovery in any other of the particulars aforeſaid, ſuch Commander, Maſter, or other Perſon having charge of ſuch Ship or Veſſel, for every ſuch Offence, ſhall forfeit the Sum of Two hundred Pounds, one Moiety thereof to the King, His Heirs and Succeſſors, and the other Moiety to him or them who will ſue for the ſame, by Action of Debt, Bill, Plaint, or Information in any of His Majeſty's Courts of Record at Dublin.

And be it further Enacted by the Authority aforeſaid, That if any Commander, Maſter, or other Perſon having charge of any Ship or Veſſel lyable to perform Quarantine, having Notice thereof, ſhall himſelf quit, or ſhall knowingly permit or ſuffer any Seaman or Paſſenger coming in ſuch Ship or Veſſel, to quit ſuch Ship or Veſſel, by going on Shore, or by going on Board any other Ship, Boat, or Veſſel, before ſuch Quarantine ſhall be fully performed, unleſs in ſuch Caſes,

Cases, and by such proper Licence as shall be directed or permitted by such Order or Orders, made or to be made concerning Quarantine, and the Prevention of Infection, and notified as aforesaid; or in case any Commander, Master, or other Person having Charge of such Ship or Vessel, shall not, within convenient Time after due Notice given for that Purpose by the proper Officer, cause such Ship or Vessel, and the lading thereof, to be conveyed into the Place or Places appointed for such Ship, Vessel, and Lading, to perform Quarantine respectively, then and in every such case, every such Commander, Master, or other Person having Charge of such Ship or Vessel, for every such Offence, shall forfeit the Sum of Five Hundred Pounds, One Moiety thereof to the King, His Heirs, and Successors, and the other Moiety to him or them who shall sue for the same; and also if any Person shall so quit such Ship or Vessel, by going on Shore, or by going on Board any other Ship or Vessel, contrary to the true Meaning of this Act, it shall and may be lawful for all Persons whatsoever, by Force or Violence, to compel such Person to return on Board such Ship or Vessel, and every such Person so quitting such Ship or Vessel, shall for every such Offence, suffer Imprisonment for the Space of six Months, and shall also forfeit the Sum of Two Hundred Pounds, one Moiety to the King, His Heirs, or Successors, and the other Moiety

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to him or them who will sue for the same: The same respective Penalties and Forfeitures to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Dublin.

And be it further Enacted by the Authority aforesaid, That when any Country or Place is or shall be infected with the Plague, it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom, by and with the Advice of the Privy Council, to order Ships to be provided, or to cause Houses or Lazarets for the receiving and entertaining of Persons obliged to perform Quarantine as aforesaid, during such Time as they shall continue infected, or until they shall have performed such Quarantine respectively; and also Sheds, Tents, and other Places proper for the depositing, opening, and airing of Goods and Merchandizes comprized within any such Order or Orders, made or to be made, and notified as aforesaid, to be provided or erected to continue for such Time or Term as the said Chief Governor or Governors of this Kingdom shall think proper; and direct in convenient Places within any Part of Ireland, to be allowed and approved by two or more neighbouring Justices of the Peace for the County where the same shall respectively lye, under their Hands and Seals, either in Waste Grounds or Commons, or where such Waste Grounds or Commons are not sufficient

in

in the several Grounds of any Person or Persons whatsoever, not being a House, Park, Garden, Orchard, Yard, or planted Walk, or Avenue to an House, paying such Rate, Rent, or Consideration for the same, to the Persons interested therein respectively, according to their several Interests in the same, as shall be agreed on between the Persons so interested, their Guardians or Trustees, and any two Persons to be appointed for that Purpose, by the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom; and in case of any Difference concerning such Rate, Rent, or Consideration, between the Persons so interested, their Guardians or Trustees, and such Persons so to be appointed by the said Chief Governor or Governors, as aforesaid, the Justices of the Peace, at the next General Quarter Sessions of the Peace, to be held for such County wherein such Ground shall lye, shall and may Order the Sheriff to impannel a Jury, and upon the Verdict of such Jury, adjudge, determine, assess, and settle the same, and such Judgment and Determination shall be final, and his Majesty, His Heirs, and Successors, shall and may hold and enjoy such Ground, for and during all such Time and Term, as the said Lord Lieutenant, or other Chief Governor or Governors of this Kingdom, shall judge necessary, for the Purposes aforesaid, paying for the same such Rate, Rent, or other Consideration, as shall be

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agreed upon, or assessed and judged as aforesaid.

And be it further Enacted by the Authority aforesaid, That the proper Officers authorized to put in Execution such Orders made, or to be made, and notified as aforesaid, shall, and they are hereby impowered and required to cause and compel all Persons obliged to perform Quarantine as aforesaid, and all Goods and Merchandizes comprized within any such Orders made, or to be made, and notified as aforesaid, respectively to repair, or be conveyed to some of the said Ships, Houses, or Lazarets, Sheds, Tents, or other Places, provided as aforesaid, according to such Order or Orders made, or to be made, and notified as aforesaid.

And be it further Enacted by the Authority aforesaid, That if any Person obliged to perform Quarantine as aforesaid, shall wilfully refuse, or neglect to repair, within convenient Time after due Notice for that purpose given, to him, her, or them, by the proper Officer, to the Ship, House, Lazaret, or other Place, duly appointed for him, her, or them, or having been placed in such Ship, House, or Lazaret, or other Place, shall Escape, or attempt to Escape, out of the same, before Quarantine fully performed, it shall and may be lawful to and for the Watchmen, and other Persons appointed to see Quarantine

rantine duly perfozmed, by any Kind of Violence that the Case shall require, to compel every such Person so refusing oz neglecting as afozesaid, and every such Person so escaping, oz attempting to escape as afozesaid, to repair oz return into such Ship, Houle, Lazaret, oz other Place, so appointed foz him oz her, as afozesaid; and every such Person so refusing oz neglecting to repair within convenient Time after such Notice, as afozesaid, into such Ship, Houle, Lazaret, oz other Place, appointed foz him oz her, as afozesaid, and also every Person actually escaping, as afozesaid, shall be adjudged Guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy.

And whereas Disobedience, oz refractozy Behaviour, in Persons under Quarantine, may be attended with great Danger and Inconvenience; Be it Enacted by the Authozity afozesaid, That all Persons liable to perfozm Quarantine, whether in Ships, Houses, Lazarets, oz elsewhere, shall be subject during the said Quarantine, to such Ozders as they shall receive from the pzoper Officers authozized to see it duly perfozmed; and the said Officers are hereby impowered and required to enfozce all necessary Obedience to their said Ozders, and may, in case of Necessity, call in others to their Assistance, and all Persons so called are hereby required to assist accozdingly.

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And be it further Enacted by the Authority aforesaid, That if any Person not infected with the Plague, nor liable to perform Quarantine, shall presume to enter any Ship, House, Lazaret, or other Place, so appointed as aforesaid, whilst any Person or Persons infected with the Plague, or being under Quarantine, shall be therein, and shall return, or attempt to return from thence, unless in such Cases, and by such Licence, as shall be directed or permitted by such Order or Orders, made, or to be made, and notified as aforesaid, it shall and may be lawful to and for the Watchmen, or other Persons appointed to guard or secure such Ship, House, Lazaret, or other Place, so appointed, as aforesaid, by any kind of Violence that the case shall require, to compel such Person so returning, or attempting to return, to repair into some Ship, House, Lazaret, or other Place, so appointed, as aforesaid, there to continue and perform Quarantine; and in case such Person shall actually escape out of such Ship, House, Lazaret, or other Place, where he or she shall be so placed for Performance of Quarantine, before he or she shall have fully performed the same, he or she shall be adjudged Guilty of Felony, and shall suffer Death as a Felon, without the Benefit of Clergy.

And be it further Enacted by the Authority aforesaid, That if any Officer or Officers

Officers of His Majesty's Customs, or any Officer or Officers, Person or Persons whatsoever, to whom it doth or shall appertain, to execute or assist in executing any Order or Orders made or to be made concerning Quarantine, or the Prevention of Infection, and notified as aforesaid, or to see the same put in Execution, shall be guilty of any wilful Breach or Neglect of his or their Duty in that Behalf, every such Officer and Person so offending, shall forfeit his Office or Employment in the Customs, or other Office or Employment, and shall from thenceforth become incapable to hold and enjoy the same, or to take a new Grant thereof, and shall also forfeit the Sum of One hundred Pounds, One Moiety thereof to the King, His Heirs and Successors, and the other Moiety to him or them who shall or will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Dublin; and if any such Officer or Person shall embezzle, or shall knowingly and willingly damage any Goods performing Quarantine under his Direction, he shall be liable to pay treble Damages and full Costs of Suit.

And whereas Cotton, Skins, Human Hair, and certain other Species of Goods and Merchandizes, are more especially liable to certain Infection, and may be brought from Places infected into other Countries, and from thence imported into His Ma-

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jesty's Dominions in Ships not obliged to perform Quarantine; Be it Enacted by the Authority aforesaid, That when any Foreign Country or Place is or shall be infected with the Plague, all such Goods and Merchandizes as are or shall be particularly specified for that Purpose, in any Order or Orders made or to be made concerning Quarantine, and the Prevention of Infection, and notified as aforesaid, which shall be imported into any Part of the Kingdom of Ireland from any Foreign Country or Place, in any Ship or Vessel whatsoever, shall be subject and liable to such Order or Orders made or to be made concerning Quarantine, and the Prevention of Infection, and notified as aforesaid.

And be it further Enacted by the Authority aforesaid, That after Quarantine shall have been duly performed by any Ship or Vessel, Person or Persons, obliged to perform Quarantine according to such Order or Orders made or to be made, and notified as aforesaid, and this Act, and upon Proof to be made by the Oaths of the Master, or other Person having Charge of such Ship or Vessel, and of two of the Persons belonging to such Ship or Vessel, or upon Proof to be made by the Oaths of two or more credible Witnesses, before the Customer, Comptroller or Collector of the Port where such Quarantine shall be performed, or the next Port thereunto, or before any of their Deputies, or any Jus-

tice

tice of Peace living near to such Port, or when such Quarantine shall have been performed within this Kingdom (which Persons are hereby authorized and required to administer such Oath) that such Ship or Vessel, and all and every such Person and Persons respectively, have duly performed Quarantine, as aforesaid; and that the Ship or Vessel, and all and every such Person and Persons are free from Infection, then, and in the said respective cases, such Customer, Comptroller, or Collector, or any of their Deputies, together with the said Justice of the Peace, as aforesaid, respectively are hereby required to give a Certificate thereof, and thereupon such Ship or Vessel, and all and every such Person and Persons so having performed Quarantine, shall be liable to no further Restraint or Detention upon the same Account, for which such Ship or Vessel, Person or Persons, shall have performed Quarantine as aforesaid. CHAP. XI.

And be it further Enacted by the Authority aforesaid, That the Officer before whom such Oath shall be made, and by whom such Certificate shall be given, shall for such respective Oath and Certificate, demand or take no Fee or Reward whatsoever.

Provided nevertheless, and be it Enacted by the Authority aforesaid, That all Goods, Wares, and Merchandizes, imported in

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any Ship or Veſſel coming from a Place infected, or on Board which any Perſon ſhall be found infected, ſhall after Quarantine performed, be opened and aired in ſuch Place or Places, and for ſuch Time, and in ſuch Manner, as ſhall be directed by the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom, by ſuch Order or Orders to be made, and notified as aforeſaid, and after ſuch Order ſhall have been duly complied with, and Proof ſhall be made thereof by the Oaths of two or more credible Witneſſes, before the Cuſtomer, Comptroller, or Collector of the Port lying next to ſuch Place or Places where ſuch Goods, Wares, or Merchandizes, ſhall have been opened and aired as aforeſaid, or any of their Deputies, and any Juſtice of the Peace living near the ſame, (who are hereby authorized and required to adminiſter ſuch Oath) upon Certificate and Return of ſuch Proof, by ſuch Cuſtomer, Comptroller, or Collector, or any of their Deputies, and ſuch Juſtice of the Peace as aforeſaid (who are hereby reſpectively required to make ſuch Certificate and Return to the Commiſſioners of His Majeſty's Revenue of this Kingdom) ſuch Goods, Wares, and Merchandizes, ſhall be forthwith diſcharged from any Reſtraint or Detention on the ſame Account, by Order of the ſaid Commiſſioners, or any two of them, for every which Oath, Certificate, and Order, no

Fee

Fee or Reward whatsoever shall be demanded or taken. CHAP. XI.

Provided allways, and be it Enacted by the Authority aforesaid, That if any Officer or other Person shall demand or take any Fee or Reward whatsoever, for any such Oath, Order, or Certificate, to be administred, or made in Pursuance of this Act, every Person so offending, shall forfeit the Sum of One Hundred Pounds, One Moiety thereof to His Majesty, His Heirs and Successors, and the other Moiety to him or them who will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Dublin, in which Cases, Cost shall be allowed to either Party, as in other Cases.

And be it further Enacted by the Authority aforesaid, That if any Officer or other Person, appointed to see Quarantine duly performed, or any Person placed or appointed as a Watchman upon any Ship, House, Lazaret, or other Place, for Performance of Quarantine, in Pursuance of this Act, shall desert from his or their Duty, when employed on the said Business of Quarantine, or shall knowingly and willingly permit, or suffer any Person, Ship, Goods, or Merchandizes, to depart or be conveyed out of such Ship, House, Lazaret, or other Place respectively appointed

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pointed for performance of Quarantine, unless in such Cases, and by such Licence, as are or shall be directed or permitted by some Order or Orders made, or to be made, and notified by Proclamation, as aforesaid, or if any Person directed as aforesaid, to give a Certificate of a Ship having duly performed her Quarantine, or Airing, shall knowingly give a false Certificate, then, and in every of the said Cases, every such Officer, and Persons so offending, shall be adjudged Guilty of Felony, and shall suffer Death, as in Cases of Felony, without Benefit of Clergy.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall knowingly or wilfully conceal from the Officers of Quarantine, or shall clandestinely convey any Letters, Goods, Wares, or Merchandizes, from any Ship under Quarantine, or liable to perform Quarantine, by any such Order to be made as aforesaid, or from any Lazaret, or other Place, where Goods shall be performing Quarantine, every such Person so offending, shall suffer Death, as in Cases of Felony, without Benefit of Clergy.

And whereas it is notorious, that notwithstanding the many good Laws made to prevent the clandestine Importation of customable and prohibited Goods and Merchandizes, a pernicious Trade of that Kind

Kind is still carried on in open Boats, or Vessels of small Burthen, which privately, and in the Night, put into Creeks and secret Places on the Coast, thereby escaping the Observation of the Officers of the Revenue, which Practices may prove highly Detrimental to the Safety of this Kingdom, during a Time of Infection; For Prevention whereof, be it Enacted by the Authority aforesaid, That when any Part of Ireland, Great Britain, or the Isles of Guernsey, Jersey, Alderney, Sark, and Man, or any Part of France, Spain, Portugal, or the Low Countries, shall be infected with the Plague, it shall and may be lawful, to and for the Chief Governor or Governors of this Kingdom, for the Time being, by his or their Proclamation, to prohibit and restrain all small Boats and Vessels under the Burthen of Twenty Tons, from sailing or passing out of any Port or Place of Ireland, until Security be first given by the Master of every such Boat or Vessel respectively, to the Satisfaction of the Principal Officer of the Customs, or the Chief Magistrate of the Port or Place from whence such Boat or Vessel shall sail, by Bond taken to the King, his Heirs, or Successors, with sufficient Sureties in the Penalty of Three Hundred Pounds, with Condition, that if such Boat or Vessel shall not go to, or touch at any Country Port or Place, to be mentioned for that Purpose in such Proclamation; and if the Master, or other Person, having Charge of

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such Boat or Vessel, and all and every Mariner and Mariners, Passenger and Passengers, going in such Boat or Vessel, shall, during the Time aforesaid, not go on Board any other Ship or Vessel at Sea; and if such Master, or other Person, having Charge of any such Boat or Vessel, shall not permit any Person or Persons to come on Board such Boat or Vessel at Sea, from any other Ship or Vessel, and shall not, during the Time aforesaid, receive any Goods and Merchandizes whatsoever, out of any other Ship or Vessel, then such Bond shall be void, or to such effect; for the making of which Bond, no Fee or Reward whatsoever shall be taken: And in case any Boat or Vessel, for which such Security shall be required by such Proclamation, shall set sail, or pass out of any Port or Place of this Kingdom, before such Security be given as aforesaid, every such Boat or Vessel so sailing or passing out of any Port or Place, contrary to the true Intent and Meaning of this Act, together with her Tackle, Apparel, and Furniture, shall be forfeited to the King, his Heirs, and Successors, and shall and may be seized, sued for, and recovered in his Majesty's Court of Exchequer at Dublin, to the Use of his Majesty, his Heirs, and Successors, and the Master of, and every Mariner, sailing in any such Boat or Vessel, being thereof lawfully convicted, upon his or their Appearance or Default, upon the Oath or Oaths of one or more credible

Witness

Witness or Witnesses, by one or more Justice or Justices of the Peace, where such Offender shall be found, (which Oath such Justice or Justices of the Peace, are hereby impowered and required to administer) shall forfeit the Sum of Twenty Pounds, one Moiety thereof to the Informer, and the other Moiety to the Poor of the Parish where such Offender shall be found, the same to be levied by Distress and Sale of the Offender's Goods, by Warrant under the Hand and Seal, or Hands and Seals of such Justice or Justices, before whom such Offenders shall be convicted as aforesaid; and for want of sufficient Distress, every such Offender, shall, by such Justice or Justices, be committed to Prison, there to remain without Bail or Mainprize, for the Space of three Months. CHAP. XI.

And to the End that all Persons may know how to demean themselves in the premisses, Be it further enacted by the Authority aforesaid, That when and as often as the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom, shall make any Order or Orders concerning Quarantine, and the Prevention of Infection, and notify the same by Proclamation, as aforesaid, such Proclamation shall be publickly read upon the next Sunday after the Receipt of the same, and the first Sunday in every Month afterwards, during the Time such Order shall continue

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in Force, immediately after the Prayers, in all Parish Churches, and other Places set apart for Divine Worship, within such Counties and Places as shall be specified for that Purpose in such Proclamation.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done in Pursuance of this present Act, the Defendant or Defendants in such Action or Suit, may plead the General Issue, and give this Act and the Special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in Pursuance, and by the Authority of the said Act; and if it shall appear so to have been done, and the Jury shall find for the Defendant or Defendants; and if the Plaintiff shall be Non-suited, or discontinue his Action after the Defendant or Defendant shall have appeared; or if Judgment shall have been given upon any Verdict or Demurrer against the Plaintiff, the Defendant or Defendants shall and may recover Treble Costs, and have the like Remedy for the same, as the Defendant or Defendants hath or have, in other Cases by Law.

Provided allways, and be it Enacted by the Authority aforesaid, That no Attainder of Felony by Virtue of this Act, shall extend to work any Corruption of Blood,

or

or Forfeiture of any Goods, Chattles, Lands, Tenements, or Hereditaments. CHAP. XI.

And be it further enacted by the Authority aforesaid, That this Act, and the several Clauses and Provisoes therein contained, shall commence and take Effect, from and after the first Day of May, in the Year of our Lord, One thousand seven hundred and seventy-one, and that the same shall continue in Force for the Space of seven Years, and from thence to the End of the then next Session of Parliament, and no longer.

CHAP. XII.

AN

ACT

TO

Regulate the Trials of Controverted Elections, or Returns of Members to ſerve in Parliament.

DUBLIN:

Printed by DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

CHAP. XII.

An Act to regulate the Trials of Controverted Elections or Returns of Members to ſerve in Parliament.

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WHEREAS the preſent Mode of Deciſion upon Petitions, complaining of undue Elections or Returns of Members to ſerve in Parliament, frequently obſtructs Public Buſineſs, occaſions much Expence, Trouble, and Delay to the Parties, is defective for Want of thoſe Sanctions and Solemnities which are eſtabliſhed by Law in other Trials, and is attended with many other Inconveniencies; for Remedy thereof, be it enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of

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the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That after the Twenty-fourth Day of June One Thousand seven Hundred and Seventy-one, whenever a Petition complaining of an undue Election or Return of a Member or Members to serve in Parliament shall be presented to the House of Commons, a Day and Hour shall by the said House be appointed for taking the same into Consideration, and Notice thereof in Writing shall be forthwith given by the Speaker to the Petitioners, and the sitting Members, or their respective Agents, accompanied with an Order to them to attend the House at the Time appointed, by themselves, their Counsel, or Agents.

Provided allways, That no such Petition shall be taken into Consideration within Fourteen Days after the Commencement of the Session of Parliament in which it is presented, nor within Fourteen Days after the Return to which it relates, shall be brought into the Office of the Clerk of the Crown.

Provided also, that the House may alter the Day and Hour so appointed for taking such Petition into Consideration, and appoint some subsequent Day and Hour for the same, as Occasion shall require, giving to the respective Parties the like

like Notice of such Alteration, and Order to attend on the said subsequent Day and Hour as aforesaid. CHAP. XII.

And be it further Enacted by the Authority aforesaid, That at the Time appointed for taking such Petition into Consideration, and previous to the reading the Order of the Day for that Purpose, the Serjeant at Arms shall be directed to go with the Mace to the Places adjacent, and require the immediate Attendance of the Members on the Business of the House, and that after his Return, the House shall be counted, and if there be less than sixty Members present, or if at the Time of drawing by Lot the Names of the Members in the Manner hereinafter directed, the Number of Thirty seven Members, not set aside nor excused, cannot be compleated, the Order for taking such Petition into Consideration, shall be immediately adjourned to a particular Hour on the following Day, (Sunday and Christmas Day allways excepted) and on the said following Day, the House shall proceed in the same Manner, and so from Day to Day till there be an Attendance of Sixty Members at the reading the Order of the Day, to take such Petition into Consideration.

And be it further Enacted by the Authority aforesaid, That if after summoning the Members, and counting the House

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as aforesaid, Sixty Members shall be found to be present, the Petitioners by themselves, their Counsel, or Agents, and the Counsel or Agents of the sitting Members, shall be ordered to attend at the Bar, and then the Door of the House shall be locked, and no Member shall be suffered to enter into or depart from the House until the Petitioners, their Counsel, or Agents, and the Counsel or Agents for the sitting Members, shall be directed to withdraw, as hereinafter is mentioned; and when the Door shall be locked as aforesaid, the Order of the Day shall be read, and the Names of all the Members of the House written or printed on distinct pieces of Parchment or Paper, being all as near as may be of equal Size, and rolled up in the same Manner, shall be put in equal Numbers, into Six Boxes or Glasses, to be placed on the Table for that Purpose, and shall there be shaken together, and then the Clerk or Clerk assistant attending the House, shall publickly draw out of the said Six Boxes or Glasses alternately, the said Pieces of Parchment or Paper, and deliver the same to the Speaker, to be by him read to the House, and so shall continue to do until Thirty-seven Names of the Members then present be drawn.

Provided always, that if the Name of any Member who shall have given his Vote at the Election so complained of as

aforesaid

aforesaid, or who shall be a Petitioner complaining of an undue Election or Return, or against whose Return a petition shall be then depending, or whose Return shall not have been brought in Fourteen Days, shall be drawn, his Name shall be set aside, with the Names of those who are absent from the House. CHAP. XII.

Provided also, that if the Name of any Member of Sixty Years of Age, or upwards, be drawn, he shall be excused from serving on the select Committe to be appointed as hereinafter is mentioned, if he require it, and verify the Cause of such Requisition upon Oath.

Provided also, That if the Name of any Member who has served in such Select Committee, during the same Session, be drawn, he shall, if he requires it, be excused from serving again in any such select Committee, unless the House shall, before the Day appointed for taking the said Petition into Consideration, have resolved, that the Number of Members who have not served on such select Committee in the same Session is insufficient to fulfil the Purposes of this Act, respecting the Choice of such select Committee.

Provided always, That no Member, who after having been appointed to serve in any such Select Committee, shall, on Account of Inability or Accident, have

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been excused from attending the same throughout, shall be deemed to have served on any such select Committee.

And be it further enacted by the Authority aforesaid, That if any other Member shall offer and verify upon Oath, any other Excuse, the Substance of the Allegations so verified upon Oath, shall be taken down by the said Clerk, in order that the same may be afterwards entered on the Journals, and the Opinion of the House shall be taken thereon; and if the House shall resolve that the said Member is unable to serve, or cannot, without great and manifest Detriment, serve in such select Committee, he also shall be excused from such Service.

And be it further Enacted by the Authority aforesaid, That instead of the Members so set aside and excused, the Names of other Members shall be drawn who may in like Manner be set aside or excused, and others drawn to supply their Places, until the whole Number of Thirty-seven Members not liable to be so set aside or excused, shall be compleat, and the Petitioners, or their Agents, shall then name one, and the sitting Members, or their Agents another, from among the Members then present, whose Names shall not have been drawn, to be added to those who shall have been so chosen by Lot.

Provided

Provided allways, That either of the Members so nominated, shall, or may be set aside for any of the same Causes as those chosen by Lot, or shall, if he require it, be excused from serving on the said select Committee, and the Party who nominated the Member so set aside or excused, shall nominate another in his Stead, and so continue to do as often as the Case shall happen, until his Nominee is admitted.

And be it further Enacted by the Authority aforesaid, That as soon as the said Thirty-seven Members shall have been so chosen by Lot, and the Two Members to be added thereunto, shall have been so nominated as aforesaid, the Door of the House shall be opened, and the House may proceed upon any other Business; and Lists of the Thirty-seven Members so chosen by Lot, shall then be given to the Petitioners, their Counsel, or Agents, and the Counsel or Agents for the Sitting Members, who shall immediately withdraw, together with the Clerk appointed to attend the said select Committee, and the said Petitioners and Sitting Members, their Counsel or Agents, beginning on the part of the Petitioners, shall alternately strike off One of the said Thirty-seven Members, until the said Number shall be reduced to Thirteen, and the said Clerk, within

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one Hour at farthest, from the Time of the Parties withdrawing from the House, shall deliver into the House the Names of the Thirteen Members then remaining, and the said Thirteen Members, together with the Two Members nominated as aforesaid, shall be sworn at the Table, well and truly to try the Matter of the Petition referred to them, and a true Judgment to give, according to the Evidence, and shall be a select Committee to try and determine the Merits of the Return or Election appointed by the House to be that Day taken into Consideration, and the House shall order the said select Committee to meet at a certain Time to be fixed by the House, which Time shall be within Twenty-four Hours of the Appointment of the said select Committee, unless a Sunday or Christmas Day shall intervene, and the Place of their meeting and sitting shall be some convenient Room or Place adjacent to the House of Commons or Court of Requests, properly prepared for that Purpose.

Provided allways, That on the Parties withdrawing as aforesaid, the House shall continue sitting, and the said Thirty-nine Members so chosen and nominated, shall not depart the House till the Time for the Meeting of the said select Committee shall be fixed.

Provided

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Provided always, and be it Enacted by the Authority aforesaid, That if upon drawing out the Name of any Member by Lot as aforesaid, the said Petitioners or sitting Members, or their Agents, shall declare, that such Member is intended to be one of the Two Nominees, to be nominated by them respectively, and if such Member shall consent to such Nomination, the Name of such Member so drawn by Lot shall be set aside, and unless objected to as aforesaid, he shall serve as such Nominee, and the Name of another Member shall be drawn to supply his place to compleat the Number of Thirty-seven Members to be drawn by Lot, and if the said Petitioners, or sitting Members, or their Agents, shall not respectively nominate a Member then present, who shall be admitted according to the Directions of this Act, then the want of such Nomination shall be supplied by drawing out instead thereof, the Name of One or Two Members, as the Case shall require, who shall be drawn by Lot in the like Manner, and subject to the like Objections and Excuses, as the other Thirty-seven Members already drawn by Lot, and shall be added to the Lists of the said Thirty-seven Members, and shall be liable to be struck off in the same Manner, leaving always the Number of Fifteen Members in the Whole, and no more,

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as a select Committee for the Purposes aforesaid.

And for the greater Dispatch and Certainty in the proceeding hereinbefore described; be it enacted by the Authority aforesaid, That the Names of all the Members so written and rolled up as hereinbefore directed, shall, previous to the Day appointed for taking any such Petition into Consideration, be prepared by the said Clerk, or Clerk assistant, and by him put into a Box or Parcel, in the Presence of the Speaker, together with an Attestation signed by the said Clerk or Clerk Assistant, purporting, That the Names of all the Members there by him put therein the Day of
in the Year
which said Box or Parcel the Speaker shall seal with his own Seal, and to the Outside thereof, shall annex an Attestation, signed by himself, purporting, That the said Box or Parcel was on the
Day of in the Year
made up in his Presence, in the Manner directed by this Act; and that as soon as the Parties shall be withdrawn as aforesaid, and before the House shall enter upon any other Business, any Member may require that the Names of all the Members which remain undrawn, shall be drawn and read aloud by the said Clerk or Clerk Assistant.

And

And be it further Enacted by the Authority aforesaid, That the said select Committee, shall, on their Meeting, elect a Chairman from among such of the Members thereof as shall have been chosen by Lot, and if in the Election of a Chairman there be an equal Number of Voices, the Member whose Name was first drawn in the House, shall have a casting Voice; so likewise in case there should ever be Occasion for electing a New Chairman on the Death or necessary Absence of the Chairman first elected.

And be it further enacted by the Authority aforesaid, That the said select Committee shall have Power to send for Persons, Papers, and Records, and shall Examine all the Witnesses who come before them upon Oath, and shall try the Merits of the Return or Election, or both, and shall determine by a Majority of Voices of the said select Committee, whether the Petitioners, or the sitting Members, or either of them, be duly returned or elected, or whether the Election be void, which determination shall be final between the Parties, to all Intents and Purposes, and the House on being informed thereof by the Chairman of the said select Committee, shall order the same to be entered in their Journals, and give the necessary Directions for confirming or altering the Return, or for the issuing a new Writ for a new

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Election, or for carrying the said Determination into Execution, as the Case may require.

And be it further enacted by the Authority aforesaid, That the said select Committee shall sit every Day (Sunday and Christmas-Day only excepted) and shall never adjourn for a longer Time than Twenty four Hours, unless a Sunday or Christmas-Day intervene, without leave first obtained from the House, upon Motion and Special Cause assigned for a longer Adjournment; and in case the House shall be sitting at the Time to which the said select Committee is adjourned, then the Business of the House shall be stayed, and a Motion shall be made for a further Adjournment, for any Time to be fixed by the House, not exceeding Twenty four Hours, unless a Sunday or Christmas-Day intervene.

And be it further Enacted by the Authority aforesaid, That where the Time prescribed by this Act, for the Meeting, Sitting, or Adjournment, of the said select Committee, shall by the Intervention of a Sunday or Christmas-Day, exceed Twenty four Hours, such Meeting, Sitting, or Adjournment, shall be within Twenty four Hours from the Time of appointing or fixing the same Exclusive, of such Sunday or Christmas-Day.

And

And be it further Enacted by the Authority aforesaid, That no Member of the said select Committee shall be allowed to absent himself from the same, without Leave obtained from the House, or an Excuse allowed by the House, at the next sitting thereof, on special Cause shewn and verified upon Oath; and the said select Committee shall never sit until all the Members to whom such Leave has not been granted, nor Excuse allowed, are met; and in case they shall not all meet within one Hour after the Time to which the said select Committee shall have been adjourned, a farther Adjournment shall be made in the Manner as before directed and reported, with the Cause thereof, to the House.

And be it further Enacted by the Authority aforesaid, That the Chairman of the said select Committee, shall, at the next Meeting of the House, always Report the Name of every Member thereof, who shall have been Absent therefrom, without such Leave or Excuse as aforesaid, and such Member shall be directed to attend the House, at the next sitting thereof, and shall then be ordered to be taken into the Custody of the Serjeant at Arms, attending the House, for such Neglect of his Duty, and otherwise punished or censured at the Discretion of the House, unless it shall appear to the House by Facts specially stated and verified upon Oath, that such

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Member was by a sudden Accident, or by Necessity, prevented from attending the said select Committee.

And be it further Enacted by the Authority aforesaid, That if more than two Members of the said select Committee shall on any Account be Absent therefrom, the said select Committee shall adjourn in the Manner herein-before directed, and so from Time to Time, until Thirteen Members are assembled.

And be it further Enacted by the Authority aforesaid, That in case the Number of Members able to attend the said select Committee, shall, by Death or otherwise, be unavoidably reduced to less than Thirteen, and shall so continue for the Space of Three sitting Days, the said select Committee shall be dissolved, and another chosen, to try and determine the Matter of such Petition, in Manner aforesaid; and all the Proceedings of the said former select Committee, shall be void and of no Effect.

And be it further Enacted by the Authority aforesaid, That if the said select Committee shall come to any Resolution, other than the Determination above mentioned, they shall, if they think Proper, Report the same to the House for their Opinion, at the same Time that the Chairman of the said select Committee shall

ſhall inform the Houſe of ſuch Determination, and the Houſe may confirm or diſagree with ſuch Reſolution, and make ſuch Orders thereon, as to them ſhall ſeem Proper.

Provided allways, That if any Perſon ſummoned by the ſaid ſelect Committee ſhall diſobey ſuch Summons, or if any Witneſs before ſuch Select Committee, ſhall Prevaricate, or ſhall otherwiſe Misbehave, in giving, or refuſing to give Evidence, the Chairman of the ſaid ſelect Committee, by their Direction, may at any Time, during the Courſe of their Proceedings, report the ſame to the Houſe, for the Interpoſition of their Authority or Cenſure, as the Caſe ſhall require.

And be it further Enacted by the Authority aforeſaid, That whenever the ſaid ſelect Committee ſhall think it neceſſary to deliberate amongſt themſelves, upon any Queſtion which ſhall ariſe in the Courſe of the Trial, or upon the Determination thereof, or upon any Reſolution concerning the Matter of the Petition referred to them as aforeſaid, as ſoon as the ſaid ſelect Committee ſhall have heard the Evidence and Counſel on both Sides relative thereunto, the Room or Place wherein they ſhall ſit, ſhall be cleared, if they ſhall think Proper, while the Members of the ſaid ſelect Committee conſider thereof, and all ſuch Queſtions, as well

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as such Determination, and all other Resolutions, shall be by a Majority of Voices, and if the Voices shall be equal, the Chairman shall have a casting Voice.

Provided allways, That no such Determination as aforesaid shall be made, nor any Question be proposed, unless Thirteen Members shall be present; and no Member shall have a Vote on such Determination, or any other Question or Resolution, who has not attended during every sitting of the said select Committee.

And be it further Enacted by the Authority aforesaid, That the Oaths by this Act directed to be taken in the House, shall be administered by the said Clerk or Clerk Assistant, in the same Manner as the Oaths of Allegiance and Supremacy are administered in the House of Commons; and that the Oaths by this Act directed to be taken before the said select Committee, shall be administered by the Clerk attending the said select Committee; and that all Persons who shall be guilty of wilful and corrupt Perjury, in any Evidence which they shall give before the House, or the said select Committee, in Consequence of the Oath which they shall have taken by the Direction of this Act, shall, on Conviction thereof, incur and suffer the like Pains and Penalties to which any other Person convicted of wilful and

and corrupt Perjury is liable by the Laws and Statutes of this Realm. CHAP. XII.

And be it further Enacted, That on the Day appointed for taking any Petition, complaining of an undue Election or Return of a Member or Members to serve in Parliament into Consideration, the House shall not proceed to any other Business whatsoever, except the swearing of Members, previous to the reading of the Order of the Day for that Purpose.

And be it further Enacted, That if the select Committee shall have Occasion to apply or report to the House in relation to Adjournments of the said select Committee, the Absence of the Members thereof, or the Non-attendance or Misbehaviour of Witnesses summoned to appear, or appearing before them, and the House shall be then adjourned for more than three Days, the said select Committee may also adjourn to the Day appointed for the meeting of the House.

And be it further Enacted, That if on a Complaint by Petition of an undue Election or Return, there shall be more than two Parties before the House on distinct Interests, or complaining or complained of upon different Grounds, whose Right to be elected or returned may be affected by the

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Determination of the said Select Committee, the same Notices and Orders shall be given to such Parties, or their Agents, as are directed to be given to the Sitting-Members or Petitioners, and that each of the said Parties shall successively strike off a Member from the thirty-seven Members to be chosen by Lot, until the said Number be reduced to thirteen, and the Lists of the thirty-seven Members chosen by Lot, shall, for this Purpose, be given to all the said Parties, and the Order in which the said Parties shall so strike off the said Members, shall be determined by Lot, after they are withdrawn from the Bar; and, in such Case, neither of the said Parties there, being more than two, shall be permitted to name a Member to be added to the Members so drawn by Lot as aforesaid, but that as soon as the List of thirteen Members shall be returned by the Parties to the House, such thirteen Members shall immediately withdraw, and shall by themselves choose two Members, then present in the House, whose Names shall not have been drawn, to be added to the said thirteen Members, and shall within one Hour from the Time of their withdrawing, report the Names of such two Members to the House, which two Members shall be liable to be set aside on the like Objections for which Nominees may be set aside, by Virtue of this Act; and in case such two Members, or either of them, shall be set aside for any

the

the Cauſes aforeſaid, then the ſaid thirteen Members ſhall chooſe one or two other Members, as the Caſe ſhall require, until two Members are choſen, againſt whom none of the Objections to Nominees, mentioned in this Act, ſhall be taken, and allowed; and that ſuch two Members, and all the ſaid thirteen Members, ſhall be ſworn at the Table, and they ſhall be the ſelect Committee appointed for the Purpoſes expreſſed in this Act. CHAP. XII.

And be it further Enacted, That when the ſaid Nominees are by this Act directed to be named by the ſaid thirteen Members, no Member preſent at the Time of the Ballot, ſhall depart from the Houſe, until the Time of meeting of the ſaid ſelect Committee ſhall be fixed.

And be it further Enacted by the Authority aforeſaid, That this Act ſhall continue in Force ſeven Years, and 'till the End of the Seſſion of Parliament next after the Expiration of the ſaid ſeven Years, and no longer.

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AN

ACT

FOR

Continuing certain Laws, heretofore made, for the Improvement of His Majesty's Revenue, and the more effectual Prevention of Frauds therein.

DUBLIN:

Printed by DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. MDCCLXXI.

Anno Regni Undecimo

GEORGII Tertii Regis.

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An Act for continuing certain Laws, heretofore made, for the Improvement of His Majesty's Revenue, and the more effectual Prevention of Frauds therein.

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WHEREAS the several Laws herein after mentioned, made for the Improvement of His Majesty's Revenue, and the more effectual Prevention of Frauds therein, have been found to be of general Use, but are now near expiring; Be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal,

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poyal, and Commons in this present Parliament assembled, and by the Authority of the same, That an Act made in the ~~Thirty-third Year of the Reign of his late~~ Majesty King George the Second, intituled, An Act for the better regulating the Collection of His Majesty's Revenue, and for preventing of Frauds therein; and for repealing an Act made the last Session of Parliament, *intituled*, An Act for continuing and amending several Laws heretofore made, relating to His Majesty's Revenue, ~~and for the more effectual preventing of~~ Frauds in His Majesty's Customs and Excise; and the several Acts and Statutes which are mentioned in the said Act, and continued thereby; and also one other Act made in the second Year of His present Majesty's Reign, intituled, An Act for continuing and amending an Act, *intituled*, An Act for the better regulating the Collection of His Majesty's Revenue, and for preventing Frauds therein; and for repealing an Act made the last Session of Parliament, *intituled*, An Act for continuing and amending several Laws heretofore made relating to His Majesty's Revenue, and for the more effectual preventing of Frauds in His Majesty's Customs and Excise, and the several Acts and Statutes which are mentioned in the said Act, and continued thereby; and also one other Act made in the Third Year of His present Majesty's Reign, intituled, An Act for continuing and amending Two several Acts of Parliament therein mentioned, and for the more effectual preventing of Frauds in His Majesty's Customs and Excise, and for other Purposes therein mentioned;

tioned; and alſo one other Act made in the Sixth Year of His preſent Majeſty's Reign, intituled, An Act for continuing and amending ſeveral Laws relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds therein, and for other Purpoſes therein mentioned; and alſo one other Act made in the Eighth Year of His preſent Majeſty's Reign, intituled, An Act for the further Improvement of His Majeſty's Revenue, and for continuing and amending ſeveral Acts therein particularly mentioned; ſhall be, and remain in full Force, until the Twenty-fourth Day of June, in the Year One thouſand ſeven hundred and ſeventy-two, and to the End of the then next Seſſion of Parliament, and no longer. CHAP. XIII.

THE END.